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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/664,376	09/17/2003	Vaikko P. Allen II	VOR-002	4551
35557	7590	12/28/2004	EXAMINER	
CHRIS A. CASEIRO			PRINCE, FRED G	
VERRILL AND DANA, LLP			ART UNIT	PAPER NUMBER
ONE PORTLAND SQUARE				
PORTLAND, ME 04112-0586			1724	

DATE MAILED: 12/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/664,376	ALLEN ET AL.
	Examiner	Art Unit
	Fred Prince	1724

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 04 November 2004 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

Paragraphs [003] and [038] are not entered as they add new matter to the instant application. Per paragraph [003], "dissolved nutrients or metals" is broader in scope than "fertilizer" since fertilizer may contain dissolved nutrients or metals but a substance containing dissolved nutrients or metals is not necessarily a fertilizer. Per paragraph [038], the original specification and drawings do not show a weir that is substantially equal in height to the baffle port. The weir disclosed and illustrated clearly exceeds the height of the baffle port.


Fred Prince
Primary Examiner
Art Unit: 1724

12/23/04